



## **BRP WM 10 Permit and Plan Approval for Construction Site Dewatering**

# **Instructions and Supporting Materials**

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### **Introduction**

MassDEP *Permit Applications*, as well as *Instructions & Support Materials*, are available for download from the MassDEP Web site at [mass.gov/dep](http://mass.gov/dep) in two file formats: Microsoft Word™ and Adobe Acrobat PDF™. Either format allows documents to be printed.

*Instructions & Support Materials* files in Microsoft Word™ format contain a series of documents that provide guidance on how to prepare a permit application. Although we recommend that you print out the entire package, you may choose to print specific documents by selecting the appropriate page numbers for printing.

*Permit Applications* in Microsoft Word™ format must be downloaded separately. Users with Microsoft Word™ 97 or later may complete these forms electronically.

Permitting packages in Adobe Acrobat PDF™ format combine *Permit Applications* and *Instructions & Support Materials* in a single document. Adobe Acrobat PDF™ files may only be viewed and printed without alteration. *Permit Applications* in this format may not be completed electronically.



## BRP WM 10 Permit Fact Sheet

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### 1. What is the purpose of NPDES Permits?

These permits protect public health and the environment by controlling pollutant discharges to surface waters and ensuring that the water quality criteria and receiving water use prescribed in the Massachusetts Surface Water Quality Standards (314 CMR 4.00) are met.

### 2. Who must apply?

In general, NPDES permits must be applied for and obtain by:

- Any agency or political subdivision of the Commonwealth
- Any federal agency
- Any public or private:
  - corporation
  - authority
  - individual
  - partnership
  - association, or
  - other entity proposing to discharge non-industrial wastewater from a point source to surface waters.

### 3. What is the application fee?

BRP WM 10 Construction Site Dewatering                      \$    385

### 4. What is the Primary Permit Location?

Completed permit applications should be submitted to:

**Department of Environmental Protection  
Division of Watershed Management  
627 Main Street, 2nd Floor  
Worcester, MA 01608**

### 5. What are the timelines?

MassDEP offers a money-back guarantee for completing permit reviews on time. If the Department fails to complete its permit review within prescribed timelines, it will refund the permit application fee and will continue working on the application. The timelines (in days) for these NPDES permits are:

Permit Category	Administrative and Technical Review	Supplemental Technical Review (if needed)	Review of Public Comments
BRP WM 10	30	30	30

The timelines established for each category consist of an Administrative/Technical Review period and, if a public comment period is required, additional time to review comments received. If an application is found to be deficient, applicants are given the opportunity to correct the discrepancy and the Department then conducts a supplemental technical review.



**Massachusetts Department of Environmental Protection**  
Bureau of Resource Protection • Watershed Permitting Program  
Surface Water Discharge (NPDES) • Non-Industrial Wastewaters

## **BRP WM 10**

# **Permit Fact Sheet**

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### **6. What are annual compliance fees?**

Annual compliance fees are assessed on facilities holding MassDEP permits. Assessments begin in the state fiscal year following the year the permit is issued.

**\$100:** Discharge of non-process water not subject to anti-degradation provisions of 314 CMR 4.00, excluding 310 CMR 4.10(6)(tt) permits, effective 11/30/94.

The following entities are exempt from Annual Compliance Fees:

- Massachusetts state agencies
- Massachusetts cities, towns, counties, districts
- Municipal housing authorities, and federally recognized Indian tribe housing authorities.

### **7. How long is the notice of intent in effect?**

Federal and state regulations each stipulate that NPDES permits be issued for a period, "not to exceed 5 years". Permits may be issued for less than 5 years.

### **8. How can I avoid the most common mistakes made in submitting an application?**

- Make sure the application is signed and dated in ink by a legally responsible official.
- Submit a copy of the MassDEP Transmittal Form and the completed application forms to the MassDEP Watershed Permitting Program.
- Submit fee and a copy of the MassDEP Transmittal Form  
<http://mass.gov/dep/service/online/trasmfrm.shtml> to:  
Department of Environmental Protection  
P. O. Box 4062  
Boston, MA 02211.

### **9. What are the state regulations that apply to these permits? Where can I get copies?**

These regulations include, but are not limited to:

- Surface Water Discharge Regulations, 314 CMR 3.00.
- Surface Water Quality Standards, 314 CMR 4.00.
- Wastewater Treatment Plant Operators, 257 CMR 2.00.
- Timely Action Schedule and Fee Provisions, 310 CMR 4.00.

These may be purchased at:

**State Bookstore (in State House)**  
Room 116  
Boston, MA 02133  
617-727-2834

**State Bookstore**  
436 Dwight Street  
Springfield, MA 01103  
413-784-1376



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## BRP WM 10 Instructions

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This boilerplate permit allows a surface water discharge with limited total suspended solids and pH. Source water is usually groundwater. A complete description of this permit is in the Federal Register:

<http://www.epa.gov/fedrgstr/EPA-WATER/2002/September/Day-23/w23989.htm>. The MassDEP will perform the technical review of the application and issue an approval letter to EPA, copy to the applicant. EPA will then issue the permit. If there are any questions, call 508-767-2854, fax 508-791-4131, or email [robert.kubit@state.ma.us](mailto:robert.kubit@state.ma.us).

1. If the groundwater or soil is contaminated with pollutants in addition to total suspended solids and pH, then call John Hackler at EPA, 617/918-1551. He will rule on the significance of the level of pollution and whether or not you need an exclusion from the NPDES permitting process. If so, he will issue an exclusion letter that asks for treatment to drinking water standards.

2. If Total Suspended Solids is the primary pollutant of concern, then a general NPDES permit for construction dewatering is appropriate.

The applicant should prepare three packages: MassDEP Application; Transmittal Form and check; and EPA Application.

a. The MassDEP application package should include the application form, the transmittal form <http://mass.gov/dep/service/online/trasmfrm.shtml> with a copy of the check and a cover letter summarizing the situation.

- The application form, BRP WM 10, Request for General Permit Coverage, Construction Site Dewatering. This form is available on the MassDEP web site: <http://mass.gov/dep/water/approvals/surffms.htm#npdes2>. Important items include name and address, number of outfalls, duration, description of treatment and receiving waterbody.
- Transmittal Form. Obtain from MassDEP web site <http://mass.gov/dep/service/online/trasmfrm.shtml>. Each transmittal form has a unique number and is used to track the permit status. **A transmittal form must have a transmittal number or it will become lost in the system.** A fee is required unless owner is exempt (see transmittal form). Include a copy of the check.

Send this package to: Massachusetts Department of Environmental Protection  
Division of Watershed Management  
627 Main Street, 2<sup>nd</sup> floor  
Worcester, MA 01608

b. Transmittal Form and check package: Send the check and a copy of the transmittal form to the address indicated on the transmittal form

**c. EPA Application package: Send the same package as described in paragraph a. above except the transmittal form and check copy to EPA:**

Send this package to: EPA New England  
1 Congress Street, Suite 1100  
Boston, MA 02114-2023  
ATTN: Olga Vergara

Olga Vergara can be reached at 617-918-1519, fax 617-918-2064, or email [vergara.olga@epa.gov](mailto:vergara.olga@epa.gov).



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection – Watershed Permitting Program

# BRP WM 10

## Request for General Permit Coverage Construction Site Dewatering

Transmittal Number \_\_\_\_\_

Date Received \_\_\_\_\_

### A. Facility Information

**Important:**

When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



1. Project owner:

Name

Street/PO Box:

City

State

Zip Code

Contact Person

Telephone Number

2. Project operator (if different from above):

Name

Street/PO Box:

City

State

Zip Code

Contact Person

Telephone Number

3. Facility Data (attach topographic map or other map showing facility location):

Name

Street/PO Box

Email address (optional)

City

Telephone Number

State

Zip Code

Contact Person

4. Standard Industrial Code (SIC) and description:

Standard Industrial Code (SIC)

Description

5. Describe any storage of petroleum and chemicals on site:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



Massachusetts Department of Environmental Protection  
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# BRP WM 10

## Request for General Permit Coverage Construction Site Dewatering

Transmittal Number \_\_\_\_\_

Date Received \_\_\_\_\_

### A. Facility Information (continued)

6. Describe the history of land use at the site:

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### B. Effluent Characteristics (Refer to general permit in Federal Register Volume 67, Number 184, September 28, 2002, page 59503-59519)

No. of Discharge Points	Duration	Volume	Rate
Outfall No. _____	_____	_____	_____
Outfall No. _____	_____	_____	_____
Outfall No. _____	_____	_____	_____
Estimated start and completion dates for construction:		Start Date _____	Completion Date _____
Description of any wastewater treatment:			
_____			
_____			
_____			

Receiving waterbody:

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Is the site located within Indian country?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Are any listed or proposed threatened or endangered species or designated critical habitat in proximity to the discharge site?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Was the US Fish & Wildlife Service and/or the National Marine Fisheries Service contact in determining eligibility under the Endangered Species Act requirements? If yes, submit copy of written concurrence, where applicable.	<input type="checkbox"/> Yes	<input type="checkbox"/> No



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## Request for General Permit Coverage Construction Site Dewatering

Transmittal Number

Date Received

### B. Effluent Characteristics (continued)

Is any historic property listed or eligible for listing on the National Register of Historic Places located on the facility or in proximity to the discharge?

☐ Yes ☐ No

Was the State Historic Preservation Officer or Tribal Historic Preservation Officer contacted in determining eligibility?

☐ Yes ☐ No

### C. Certification

I certify that each discharge for which I am seeking coverage under the general permit consists solely of effluent from discharges from the construction dewatering activities; and, based on the instruction at 1.C.1c, Limitations of Coverage, I have met the eligibility criteria under the Endangered Species Act and the National Historic Preservation Act. I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, I certify that the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I certify that I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature

Printed Name and Title

NOI Preparer:

Name

Address

City

State

Zip Code

Contact Person

Telephone Number